

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NORTHLAND FAMILY PLANNING CLINIC, INC., <i>et</i>)	
<i>al.</i> ,)	
)	
Plaintiffs,)	
)	CIVIL ACTION
v.)	NO: 05-70779
)	
MICHAEL A. COX, Attorney General of the)	
State of Michigan, in his official capacity, <i>et al.</i> ,)	
)	
Defendants.)	
)	

STIPULATION

This matter having come before the Court in Plaintiffs' challenge to Michigan's Legal Birth Definition Act, Michigan Public Act 135 of 2004, M.C.L. §§ 333.1081-333.1085 (the "Act"); this Court having declared the Act unconstitutional, the United States Court of Appeals for the Sixth Circuit having affirmed that judgment, and the United States Supreme Court having denied certiorari on January 7, 2008;

IT IS HEREBY STIPULATED THAT:

- 1) Defendant Michael A. Cox in his official capacity as Attorney General and the State of Michigan are jointly and severally liable to Plaintiffs for \$337,500 in attorneys' fees and costs;
- 2) Defendant Michael A. Cox in his official capacity as Attorney General and the State of Michigan shall deliver to Plaintiffs \$337,500 in two installments as follows:
 - a. Plaintiffs shall receive \$250,000 no later than May 9, 2008.

b. Plaintiffs shall receive the balance, \$87,500, by October 17, 2008.

- 3) Conditioned upon entry of an Order adopting this stipulation by the Court, this agreement resolves and shall be deemed full satisfaction of Plaintiffs' claim in this case for attorneys' fees and costs under 42 U.S.C. § 1988 and 28 U.S.C. § 1920.

Respectfully submitted,

/s Talcott Camp

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NORTHLAND FAMILY PLANNING CLINIC, INC., *et al.*,

Plaintiffs,

V.

MICHAEL A. COX, Attorney General of the
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Defendants.

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ORDER

This matter having come before the Court in Plaintiffs' challenge to Michigan's Legal Birth Definition Act, Michigan Public Act 135 of 2004, M.C.L. §§ 333.1081-333.1085 (the "Act"); this Court having declared the Act unconstitutional, the United States Court of Appeals for the Sixth Circuit having affirmed that judgment, and the United States Supreme Court having denied certiorari on January 7, 2008; and this Court finding that plaintiffs are entitled to reasonable attorneys' fees and costs;

IT IS HEREBY ORDERED THAT:

- 1) Defendant Michael A. Cox in his official capacity as Attorney General and the State of Michigan are jointly and severally liable to Plaintiffs for \$337,500 in attorneys' fees and costs;
- 2) Defendant Michael A. Cox in his official capacity as Attorney General and the State of Michigan shall provide Plaintiffs compensation for their attorneys' fees in two installments as follows:
 - a. Plaintiffs shall receive \$250,000 no later than May 9, 2008.
 - b. Plaintiffs shall receive the balance, \$87,500, by October 17, 2008.
- 3) When completed these payments shall resolve and shall be deemed full satisfaction of Plaintiffs' claim in this case for attorneys' fees and costs under 42 U.S.C. § 1988 and 28 U.S.C. § 1920.

Dated: April 7, 2008

s/ DENISE PAGE HOOD
HON. DENISE PAGE HOOD
UNITED STATES DISTRICT COURT